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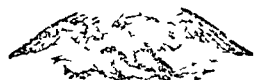
EARLY STATE RECORDS PROJECT

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Excision & Proclamation.



U STATES OF AMERICA
TERRITORY OF KANSAS

SEAL

SEAF.

To the citizens and qualified voters
of the said Territory

SE 1854. C. 1. ANDREW H. REEDER, Governor of said Territory, by virtue of the provisions of the Act of Congress approved the thirtieth day of May, A. D. 1854, entitled "An Act to organize the Territories of Nebraska and Kansas," do hereby prescribe, order and direct that an Election shall be held in the said Territory, on Wednesday, the 29th day of November next, for the election of a citizen of the United States, and a qualified voter and resident of said Territory, to the office of Delegate to the House of Representatives of the United States to serve until the fourth day of March next, and the qualified voters of said Territory are requested to assemble on said day within each Election District, at the place of holding elections in said District according to the schedule to this proclamation annexed, within the hours therein provided and vote by ballot for such Delegate. And the Judge of the County shall be appointed to open and conduct the election will assemble in their respective Districts at the places for holding the election and having made the necessary preparation and taken the oaths which shall be prescribed will open the polls for the reception of votes between the hours of eight and ten, A. M. from the same open with the stroke of clock P. M. will conduct the same and make returns of said election according to the instructions contained in the Schedule hereto annexed.

Wm. W. Wood
Dated at New York, this tenth day of November,
A.D. 1891

A H REEDER

54 ENCLOSED.

LIST OF ELECTION DISTRICTS AND PLACES FOR HOLDING ELECTIONS

THE CHURCH.

Commenced at the Missouri State Line on the West side of the Kansas River where Joseph H. Caldwell said River to the west tribute to the Kansas River running into the Kansas above the Fort Leavenworth the receipt and delivery to the better for the country and then with water to the ———— road the road the road to the State Road, the road, the middle of said Road to the Missouri State line and thence by said State line to the place of Beginning.

Place of Birth.—The Case of Dr. Charles
Robinson in the Town of Lyverpool.

J 153 — NATHANIEL T. JOHNSON,
OLIVER A. HANSCOME,
WILLIAM MILLER

Second District.

Commencing at the mouth of Big Spring branch on the south bank of the Kansas River; thence up said branch to its farthest source, thence by a southerly line crossing the Wakarusa River, on the east side of the house of Charles Matamoras to the middle of the Santa Fe Road, thence along the middle of said road to the line of the first district, thence by the same along the west side of the house of ———— Rot to the head of the first tributary of the Kansas, above the town of Lawrence, and thence by the said tributary to the Kansas river and up the south bank of said river to the mouth of Big Spring branch, the place of beginning.

*Place of Election.—House of Parris Ellison in
Dorland City

Judges — JONATH CRANMER,
O H BROWN,
AND W McDONALD

Third District.

Commencing at the mouth of Big Spring Branch on the south side of the Kansas river, thence up the same to its farthest source, thence by a southerly line to the north bank of the Wakarusa river on the east side of the house of Charles Mattingly; thence up said river and its main branch to the line of the Pottawatomie Reservation, and thence by the Southern and Western line of said Reservation to the Kansas river and down the said river to the place of beginning.

Place of Election.—House of Thomas Stinson
in the town of Tecumseh.

Judges:—JOHN HOMER,
L. D. STATLER,
ARTHUR WOOD

Fourth District.

Commencing at the Missouri State line in the middle of the Santa Fe Road, thence along the middle of said road to Rock creek near the 67th mile of said road, thence South to the line of the late Shawnee Reservation ceded by the treaty of 1854; thence due East along the South line of said reservation and the North lines of the existing reservations of the Sacs and Foxe — the existing reservations of the Chippewas and Ojibwas at the late reservations of the Piankashaws, Weas, Peorias and Kaskasias, to the Missouri State line — thence up the Missouri State line to the place of beginning.

Place of Election.—House of Dr ——— Ch ———

Justices — DR — CLAPMAN,
JAMES J. POWELL,
JOSEPH BARNARD,

Fifth District.

Commencing at the Missouri State Line at the Southern boundary of the Indian Service, thence along the same to the North West corner of the Sac and Fox reservation thence the South along the Western line of said land and the South of the North branch of the Neosho river to the

enty miles above the Catholic Osage Mission; thence down said river to the North line of the reserve for New York Indians and East along said line to the head waters of Little Osage river or the nearest point thereto, and thence down said river to the Missouri State Line and up said line to the place of beginning

Place of Election —House of Hy Sherman, on the old John Jones improvement, on Pottawattamie creek.

Judges.—JAMES MOORE,
JOHN VAN HORN,
THOMAS POLK.

Sixth District.

Commencing on the Missouri State line in Little Osage river, thence up the same to the line of the reserve for the New York Indians or the nearest point thereto; thence to and by the North line of said reserve to the Neosho river, and up said river and the South branch thereof to the head, and thence by a due South line to the Southern line of the Territory, thence by the Southern and Eastern lines of said Territory to the place of beginning

Place of Election —House of H. T. Wilson, at Fort Scott.

Judges —THOS B ARNOTT,
H. T. WILSON,
WM GODEFREY.

Seventh District.

Commencing at the East side of the house of Chas. Mattingly, on the Wakarusa river; thence due South to the middle of the Santa Fe road; thence Westwardly along the middle of said road to Rock creek near the 25th mile of said road; thence due South to the North line of the Sac and Fox reservation; thence along the North and West lines thereof and due South to the Neosho river; thence up said river to a point due South of the Mouth of Elm creek; thence due North to the mouth of Elm creek and up said creek to the Santa Fe road, and thence by a direct line in a Northerly direction to the South-West corner of the Pottawattomie reservation; thence along the Southern line of said reservation to the head waters of the Wakarusa river, or the point nearest thereto; thence to and down the said river to the place of beginning.

Place of Election.—House of Fry McGee, at 110 mile creek, on Santa Fe road

Judges —FRY MCGEE,
S. W. BOUGHTON,
DAVID BURGE

Eighth District.

Commencing at the mouth of Elm creek, one of the branches of Osage river; thence up the same to the Santa Fe road; thence by a direct Northerly line to the South-west corner of the Pottawattomie reservation; thence up the Western line thereof to the Kansas river; thence up said river and the Smoky Hill Fork, beyond the most Westerly settlements; thence due South to the line of the Territory; thence by the same to

the line of the Sixth District; thence due North to the head of the South branch of the Neosho river, thence down said river to the line of the Seventh District; thence due North to the place of Beginning

Place of Election —House of Ingraham Baker, on the Santa Fe road

Judges —THOS HOFFAKER,
CHAS WITHINGTON,
INGRAHAM BAKER.

Ninth District

Commencing on the Smoky Hill Fork beyond the most westerly settlements; thence down the same and the Kansas river, to the mouth of Wild Cat creek; thence up said creek to the head waters thereof; thence due north to the Independence emigrant road; thence up said road to the North line of the Territory; thence west along the same to the most westerly settlements, and thence due south to the place of beginning

Place of Election —House of Mr Reynolds, near the crossing of Seven Mile creek

Judges.—ROBERT WILSON,
HANNIBAL A. LOW,
THADDEUS K. MILLS

Tenth District.

Commencing at the mouth of Wild Cat creek thence up the same to the head waters thereof; thence due north to the Independence Emigrant road; thence down said road crossing the Big Blue by the old route below Marysville, to the Vermillion river, thence down said river to the mouth thereof; thence up the Kansas River to the place of Beginning

Place of Election.—House of S. D. Dyer, at the crossing of the Big Blue river

Judges.—S. D. HOUSTON,
FRANCIS BURGIEREAU,
S. D. DYER.

Eleventh District.

Commencing at Vermillion river in the middle of the Independence Emigrant road, thence up said river to the head of the main branch—thence due north to the northern line of the Territory, thence by the same to the middle of the Independence Emigrant road, thence down said road, crossing the Big Blue by the old route below Marysville, to the place of beginning.

Place of Election —Trading House of Marshall & Woodward, at Marysville.

Judges —WILLIAM GIVENS,
R. C. BISHOP,
S. M. B. HOLMES.

Twelfth District.

Commencing at the mouth of Soldier creek; thence up said creek to the head of the main branch; thence due north to the northern line of the Territory, thence by the same west to the eastern line of the eleventh District; thence south along the same to the head of the Vermillion river and down said river to the mouth thereof; thence down the north bank of Kansas river to the place of beginning.

Place of Election—House of R C Miller
Judges.—R C MILLER.
 E G BOOTH
 R C WANTON.

Thirteenth District

Commencing in the Kansas river, three miles above the mouth of Stranger creek, thence in a Northwardly direction by a line three miles west of said creek and corresponding to the courses thereof until it shall strike the Southern line of the late Kickapoo reservation, thence along the Southern and Western line of said reservation and the Western line of the late Sac and Fox reservation to the North line of the Territory, thence West along said line to the line of the Twelfth District; thence by the same and down Soldier creek to the mouth thereof and down the Kansas river to the place of beginning

Place of Election—House of G M Dyer, at the town of Osage

Judges—W H TIBBS,
 G M DYER,
 D M RAILLY.

Fourteenth District

Commencing at the mouth of Independence creek; thence up said creek to the head of the main branch and thence due West to the line of the late Kickapoo reservation; thence North along said line and the line of the late Sac and Fox reservation to the North line of the Territory; thence along said line Eastwardly to the Missouri river and down said river to the place of beginning

Place of Election—House of Benjamin Harding at the old Indian Agency on the St Joseph and Oregon road

Judges—J W FOREMAN,
 BENJ HARDING,
 SAMUEL IRVIN.

Fifteenth District.

Commencing at the mouth of Salt creek on the Missouri river, thence up said creek to the Military road and along the middle of said road to the lower crossing of Stranger creek; thence up said creek to the line of the late Kickapoo reservation and thence along the Southern and Western line thereof to the line of the Fourteenth District; thence by the same and down Independence creek to the mouth thereof and thence down the Missouri river to the place of beginning.

Place of Election—House of Paschal Pensacau, on the Fort Leavenworth and Oregon road.

Judges—H. B JOLLY,
 JAS FRAZIER,
 A G BOYD.

Sixteenth District.

Commencing at the mouth of Salt creek, thence up said creek to the Military road, thence along the middle of said road to the lower crossing of Stranger creek; thence up said creek to the line of the late Kickapoo reservation and thence along the same to the line of the Thirteenth District, and thence by the same along a line cor-

responding to the courses of Stranger creek and keeping three miles west thereof, to the Kansas river, thence down the Kansas river to the Missouri and up the Missouri river to the place of beginning

Place of Election—House of Keller & Kyle, in Leavenworth City

Judges—D Z. SMITH.
 B H TWOMBLY,
 J. M ALEXANDER.

Instructions to Judges of Elections.

The three Judges will provide for each poll a Ballot Box, with a slit for the insertion of the ticket. Before entering upon their duties they will make and subscribe duplicate copies of the following oath

We ——— and ——— do severally swear that we will perform our duties as Judges of the election, to be held this day in the ——— District of the Territory of Kansas, to the best of our judgment and ability; that we will keep a true, correct and faithful record or list of persons who shall vote at said election, that we will poll no ticket from any person who is not an actual bona fide resident and inhabitant of said Territory on the day of election, and whom we shall not honestly believe to be a qualified voter according to the provisions of the Act of Congress organizing said Territory—that we will reject the votes of all and every non-resident who we shall believe has come into the Territory for the mere purpose of voting—that in all cases where we are ignorant of the voter's right, we will require legal evidence thereof by his own oath or otherwise—and that we will make a true and faithful return to the Governor of said Territory of the votes which shall be polled

The poll will be opened for the reception of votes between eight and ten o'clock, A. M., and will be kept open continuously untill six P. M., and then closed unless voters are then at the poll offering to vote, and in that case as soon as votes cease to be constantly offered. The Judges will keep two corresponding lists of persons who shall vote, numbering each name

When a dispute arises as to the qualifications of a voter, the Judges may examine the voter or any other person under oath upon the subject, and the decision of a majority of the board will be conclusive. When the poll is closed the Judges will proceed to open and count the votes and will keep two corresponding tally lists, on which they will simultaneously tally the votes as they are given by the Judge who shall open and call out the tickets, and without interference or handling by any other person. When the votes are thus counted off, and the tally lists shall agree, the Judges shall then publicly proclaim the result and shall draw up and sign duplicate certificates, in the following form.

We the undersigned Judges of an election held on the 29th day of November A. D 1854 at the house of——— in the——— District of the Territory of Kansas, for the election of a Delegate to the House of Representatives of the

United States do certify upon our oaths, to the best of our knowledge and belief, that the following is a true and correct return of the votes polled by lawful resident voters, viz

_____ received _____ votes
 _____ received _____ votes

&c. &c.

Witness our hands, this 29th day of Nov. 1851.

They will then carefully replace the said counted tickets in the box, with one copy of the ~~oath~~—one list of voters—one tally list and one certificate of return and having sealed up the said box will carefully preserve the same, until called for by the Governor, in case the election shall be contested. The remaining copies of ~~an~~—list of voters—tally list and return will be taken by one of the Judges, who will deliver the same in person to the Governor, on or before Monday, the 4th day of December next, at his office at the house of Thos. Johnson in the first District.

The Judges of election will be sworn by a Judge or Justice of the Peace, or in the absence of such officer, they may be sworn by one of their number, who shall in his turn be sworn by one of those thus qualified, noting at the foot of the oath by whom it is administered. And the several Judges of election, are by these presents invested with full power and authority to administer the oath to each other, and to voters, and others, touching the right of any person to vote, under all the pains and penalties of perjury attaching to oaths administered by Judicial officers.

If one or more of the Judges appointed should fail to attend or refuse to serve their places may be supplied by the voters on the ground at nine o'clock A. M. and vacancies occurring in the board thereafter, may be filled by the remaining Judges.

Qualification of Voters.

By the Territorial Bill it is provided as follows

"That every free white male inhabitant above the age of Twenty-one years, who shall be an actual resident of said Territory, and shall possess the qualifications hereinafter prescribed, shall be entitled to vote at the first election; *Provided*, That the right of suffrage and of holding office, shall be exercised only by citizens of the United States and those who shall have declared on oath their intention to become such, and shall have taken an oath to support the Constitution of the United States and the provisions of this act; *And Provided further*;

That no Officer, Soldier, Seaman or Marine, or other person in the Army or Navy of the United States, or attached to troops in the service of the United States, shall be allowed to vote or hold office in said Territory, by reason of being on service therein."

The requisites of age and color are easily understood. That of residence is well defined in the law, and means the actual dwelling or inhabiting in the Territory, to the exclusion of any other present domicile or home coupled with the present bona fide intention of permanently remaining for the same purpose.

When a voter is not a native of the U. S. the proof of his right to vote must be the production of his certificate of naturalization; or of his declaration of intention under the seal of the court, and the want of it cannot be supplied by his oath.

In case he has only declared his intention to become a citizen he must then be sworn, by the Judges or a Justice of the Peace, to support the constitution of the U. States and the provisions of the act of Congress approved May 30, 1851, to organize the Territories of Nebraska and Kansas. When this latter oath is administered to a voter, the word "oath" should be marked opposite his name on the list.

The meaning of the last proviso, relative to the army and navy is, that the persons designated in it, shall not vote if their presence in the Territory is referable only to the performance of their duties, and the obedience of orders. The Officer or Soldier who would vote, must have a residence here (the meaning of which is already explained) irrespective and independent of his presence here under orders.

It is perhaps unnecessary to say that every voter can vote only in his own district.

Contested Election.

In case any person or persons shall dispute the fairness or correctness of the Return of any election district, they shall make a written statement directed to the Governor and setting forth the specific causes of complaint, or errors in the conducting or returning of the election in said District, signed by not less than ten qualified voters of the Territory and with an affidavit of one or more qualified voters to the truth of the facts therein stated; and the said complaint and affidavit shall be presented to the Governor on or before the Fourth day of December next, when the proper proceedings will be taken to hear and decide such complaint.

A. H. REEDER,
GOVERNOR &c.